

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

STATE OF WASHINGTON,

Plaintiff,

v.

CERBERUS INSTITUTIONAL
PARTNERS V, L.P., a limited
partnership; AB ACQUISITION LLC, a
limited liability company; and
SAFEWAY INC., a corporation,

Defendants.

NO.

AGREED MOTION FOR
ENDORSEMENT OF CONSENT
DECREE

NOTE ON MOTION CALENDAR:
FRIDAY, JANUARY 30, 2015

Plaintiff, State of Washington, and Defendants, Cerberus Institutional Partners V, L.P.
("Cerberus"), AB Acquisition LLC ("Albertsons"), and Safeway Inc. ("Safeway"), jointly
move that the Court endorse the Consent Decree agreed to by them and filed with the Court on
January 30, 2015. The Consent Decree contains remedies that are designed to address the

///

///

///

///

1 potential lessening of competition that may result from the transaction alleged in the
2 Complaint, and both parties have agreed to the form and presentation of the Consent Decree.

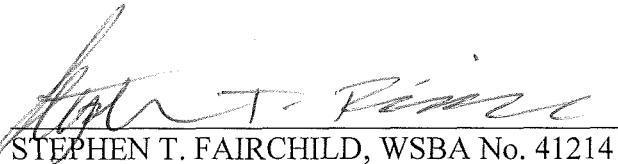
3 DATED this 30th day of January, 2015
4

5 Respectfully submitted,

6 ROBERT W. FERGUSON
7 Attorney General

8 DARWIN ROBERTS
9 Deputy Attorney General

10 JONATHAN MARK
11 Senior Assistant Attorney General,
12 Antitrust Division Chief

13 
14 STEPHEN T. FAIRCHILD, WSBA No. 41214
15 Assistant Attorney General
16 800 5th Ave., Ste. 2000
17 Seattle, WA 98104-3188
18 Phone: (206) 389-2848
19 Fax: (206) 464-6338
20 stephenf2@atg.wa.gov
21
22
23
24
25
26

ROHDE & VAN KAMPEN PLLC

/s/ Al Van Kampen

Al Van Kampen, WSBA No. 13670
Attorneys for Defendants Albertsons, Cerberus,
and Safeway
1001 Fourth Avenue, Suite 4050
Seattle, Washington 98154
Phone: (206) 386-7353
Fax: (206) 405-2825
avk@rvk-law.com

Of Counsel

Paul T. Denis
Dechert LLP
Attorney for Albertsons and Cerberus
1900 K Street NW
Washington, DC 20006
Phone: (202) 261-3430
Fax: (202) 261-3333
paul.denis@dechert.com

James A. Fishkin
Dechert LLP
Attorney for Albertsons and Cerberus
1900 K Street NW
Washington, DC 20006
Phone: (202) 261-3421
Fax: (202) 261-3333
james.fishkin@dechert.com

Richard C. Weisberg
Law Offices of Richard C. Weisberg
Attorney for Safeway
33 Derwen Road
Bala Cynwyd, PA 19004
Phone: (610) 664-9405
Fax: (215) 689-1504
weisberg@weisberg-law.com